



UNITED STATES DEPARTMENT OF COMMERCE
National Oceanic and Atmospheric Administration
NATIONAL MARINE FISHERIES SERVICE
Silver Spring, MD 20910

VIA FOIAonline

March 18, 2022

National FOIA Office
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue NW (2310A)
Washington, DC 20460

Re: FOIA Request No. DOC-NOAA-2022-000667

Dear U.S. EPA FOIA Officer:

This correspondence is in regards to referral of a Freedom of Information Act (FOIA) request. The National Oceanic and Atmospheric Administration (NOAA) received a FOIA request from Ms. Ann Brown, Center for Biological Diversity (Center) dated February 2, 2022 and submitted to our agency via FOIAonline. The Center requests from the National Oceanic and Atmospheric Administration ("NOAA"), National Marine Fisheries Service ("NMFS"):

"From January 1, 2021 to the date NMFS conducts this search, all letters of concurrence, requests to initiate consultations, or request to make a determination pursuant to Section 7 of the Endangered Species Act² ("ESA") from the U.S. Environmental Protection Agency ("EPA") on the 2021-2022 Renewable Fuel Standards."

We located **99 records** with EPA equities or interest. Per our governing regulations, 15 CFR § 4.5(b), we are referring these records to your agency for direct response to the requester. Enclosed you will find the original FOIA request from Ms. Brown and an index listing details to the referral documents. The index lists our suggested disclosure to specific withholdings of NMFS equities, any withholding are provided in transparent gray redaction. Records are provided to you in a pdf portfolio via FOIAonline with terms "EPA" in the title.

The requester has been notified in separate correspondence records were referred to your agency.

Thank you for your attention to this matter. If you have any questions concerning this referral, please contact me at ellen.sebastian@noaa.gov or nmfs.hq.pr.foia@noaa.gov.

Sincerely,

Ellen Sebastian

Ellen Sebastian
NMFS FOIA Coordinator
Office of Protected Resources

